

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MISSOURI  
EASTERN DIVISION

UNITED STATES OF AMERICA,	)	
	)	
Plaintiff,	)	
	)	
v.	)	
	)	
GERALD FITZGERALD HUNTER,	)	
ANDON DEMARCUS TEMPLER,	)	
a/k/a Andon Temple, Antoine Temple,	)	No. 4:17 CR 00198 JAR (PLC)
KASHITA A. WEBB,	)	
WALTER D. JUSTINIANO,	)	
BRYAN KEITH WARREN,	)	
DAVID WABRA-SAMAHI CAMPBELL,	)	
DERON ANDRE DAVIS, a/k/a "Poo,"	)	
FORESTELL NORMAN SHEPPARD, and	)	
SHANEISHA RAMONICA SETTLE,	)	
	)	
Defendants.	)	

**GOVERNMENT'S DISCLOSURE OF ARGUABLY SUPPRESSIBLE EVIDENCE  
PURSUANT TO FEDERAL RULE OF CRIMINAL PROCEDURE 12(b)(4)**

Comes now the United States of America, by and through its attorneys, Carrie Costantin, Acting United States Attorney for the Eastern District of Missouri, and Erin Granger, Assistant United States Attorney for said District, and makes the following disclosures pursuant to Rule 12(b)(4) of the Federal Rules of Criminal Procedure:

At trial, the government intends to use evidence seized and statements made by the defendants during the events described below. This evidence and these statements are more fully set forth in investigative reports which will be made available to defendants.

The Government has listed all of the defendants that it believes could *possibly* argue standing to contest each matter, although the Government is in no way conceding that these individuals, in fact, have standing on these events. Furthermore, the fact that certain defendants

are listed as associated with each event would not preclude any other defendant from claiming standing.

The government has not included in its listing of events the various physical surveillance that occurred or any photographs or videotapes taken during surveillance during the course of the investigation. Additionally, the government has not listed any records obtained by subpoena. It is the government's position that these events are not subject to suppression. Additionally, the Government has *not* included any evidence it would seek to admit at trial pursuant to Fed. R. Evid. 404(b). Any such evidence shall form the basis for written notice in advance of trial in conformity with the Federal Rules of Evidence and the local rules established by this Court.

In connection with this filing, the Government moves for pretrial determination of admissibility of arguably suppressible evidence.<sup>1</sup>

DATE	EVENT/ITEM	DEFENDANT(S)	WITNESS
Sept. 29, 2016	Controlled purchase of fentanyl	Bryan Warren	Det. Tom Scanlon, SLMPD
Oct. 4, 2016	Controlled purchase of fentanyl	Bryan Warren	Det. Tom Scanlon, SLMPD
Oct. 13, 2016	Controlled purchase of fentanyl	Bryan Warren	Det. Tom Scanlon, SLMPD
Oct. 19, 2016	Controlled purchase of fentanyl	Bryan Warren	Det. Tom Scanlon, SLMPD

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<sup>1</sup>The listing of a potential witness or witnesses is not meant to be all-inclusive. As the date set for hearings approaches, the Government may add, substitute or delete witnesses for various reasons.

Oct. 28, 2016	Controlled purchase of fentanyl	Bryan Warren	Det. Tom Scanlon, SLMPD
Nov. 9, 2016	Controlled purchase of fentanyl	Bryan Warren	Det. Tom Scanlon, SLMPD
Dec. 19, 2016	Recorded calls, Controlled purchase of fentanyl	Bryan Warren	Det. Tom Scanlon, SLMPD
Jan. 6, 2017	Precision Location Information Warrant (314) 591-6474 <sup>2</sup>	Bryan Warren	DEA SA Jarryd Powell
Jan. 6, 2017	Precision Location Information Warrant (314) 745-8680	Bryan Warren	DEA SA Jarryd Powell
Jan. 12, 2017	Recorded calls, Controlled purchase of fentanyl	Bryan Warren	Det. Tom Scanlon, SLMPD
Jan. 18, 2017	Warrant for GPS device to be placed on 2016 black GMC Yukon	Bryan Warren	DEA Task Force Officer Daniel Plumb
Feb. 6, 2017	Judicially authorized wiretap (314) 745-8680 (TT#1)	All defendants	DEA TFO Aaron Curl
Feb. 6, 2017	Judicially authorized wiretap (314) 985-7486 (TT#2)	All defendants	DEA TFO Aaron Curl
Feb. 6, 2017	Judicially authorized wiretap (314) 591-6474 (TT#3)	All defendants	DEA TFO Aaron Curl
Feb. 8, 2017	Precision Location Information Warrant (213) 245-5785	Bryan Warren	DEA TFO Daniel Plumb
Feb. 10, 2017	Warrant for GPS device to be placed on 2017 silver Ford Expedition	Bryan Warren	DEA TFO Daniel Plumb
Feb. 10, 2017	Traffic stop; identification of Andon Templer	Andon Templer	Ofc. Justin Gentilini, SLMPD
Feb. 14, 2017	Precision Location Information Warrant (314) 484-3050	None	DEA TFO Aaron Curl
Feb. 14, 2017	Precision Location Information Warrant (314) 665-0315	None	DEA TFO Aaron Curl

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<sup>2</sup> Many of the electronic surveillance orders issued in the instant case, including but not necessarily limited to precision location information orders and vehicle GPS orders, were extended by way of separate order. While each Application and Order for extension is included in the discovery, the individual extension orders are not separately listed herein.

Feb. 14, 2017	Precision Location Information Warrant (314) 885-0836	None	DEA TFO Daniel Plumb
Feb. 23, 2017	Precision Location Information Warrant (618) 310-6265	Andon Templer	DEA TFO Daniel Plumb
Feb. 28, 2017	Warrant for GPS device to be placed on 2017 gray Chevrolet Suburban	Bryan Warren	DEA TFO Daniel Plumb
March 7, 2017	Judicially authorized wiretap (314) 745-8680 (TT#1)	All defendants	DEA SA Jarryd Powell
March 7, 2017	Judicially authorized wiretap (314) 985-7486 (TT#2)	All defendants	DEA SA Jarryd Powell
March 7, 2017	Judicially authorized wiretap (314) 591-6474 (TT#3)	All defendants	DEA SA Jarryd Powell
March 7, 2017	Judicially authorized wiretap (618) 310-6265 (TT#4)	All defendants	DEA SA Jarryd Powell
March 16, 2017	Traffic stop of David Campbell; seizure of fentanyl; statement of David Campbell	David Campbell	Ofc. Joseph Scalzo, SLMPD
March 23, 2017	Precision Location Information Warrant (812) 391-8478	Andon Templer	DEA TFO Daniel Plumb
March 31, 2017	Warrant for GPS device to be placed on 2016 black Mazda	Andon Templer	DEA TFO Daniel Plumb
April 4, 2017	Judicially authorized wiretap (314) 985-7486 (TT#2)	All defendants	DEA SA Jarryd Powell
April 4, 2017	Judicially authorized wiretap (314) 305-6298 (TT#5)	All defendants	DEA SA Jarryd Powell
April 4, 2017	Judicially authorized wiretap (812) 391-8478 (TT#6)	All defendants	DEA SA Jarryd Powell
April 7, 2017	Precision Location Information Warrant (314) 985-7486	Bryan Warren	DEA SA Jarryd Powell
April 11, 2017	Warrant for GPS device to be placed on 2012 black Infinity	Kashita Webb	DEA TFO Daniel Plumb
April 12, 2017	Precision Location Information Warrant (314) 203-4811	None	DEA TFO Daniel Plumb
April 13, 2017	Recorded phone call with Deron Davis	Deron Davis	DEA TFO Daniel Plumb

April 13, 2017	Recorded phone call with Bryan Warren	Bryan Warren	DEA TFO Daniel Plumb
April 15, 2017	Recorded phone call with Deron Davis	Deron Davis	DEA TFO Daniel Plumb
April 15, 2017	Recorded phone call with Bryan Warren	Bryan Warren	DEA TFO Daniel Plumb
April 17, 2017	Recorded phone call with Bryan Warren; Controlled purchase of fentanyl	Bryan Warren	DEA TFO Daniel Plumb
April 19, 2017	Traffic stop; seizure of cocaine	Forestell Sheppard	Ofc. Andrew Kelley, SLMPD
April 19, 2017	Recorded call to Deron Davis	Deron Davis	DEA TFO Daniel Plumb
April 24, 2017	Recorded call to Deron Davis	Deron Davis	DEA TFO Daniel Plumb
April 24, 2017	Recorded call to Brian Warren; Seizure of U.S. currency; controlled purchase of fentanyl	Deron Davis Brian Warren	DEA TFO Daniel Plumb; DEA TFO Matt Main
April 24, 2017	Precision Location Information Warrant (314) 305-6298	Andon Templer	DEA SA Jarryd Powell
April 27, 2017	Seizure of approximately 27 kilograms of fentanyl at 450 W. Washington, St. Louis, Missouri; traffic stop of Kashita Webb; seizure of cell phones, clothing items, and identification cards	Gerald Hunter Andon Templer Kashita Webb Walter Justiniano	DEA TFO Robert Lang; DEA TFO Daniel Plumb
April 27, 2017	Seizure of cellular telephones from Kashita Webb	Kashita Webb	DEA TFO Daniel Plumb; DEA TFO Robert Lang
April 27, 2017	Seizure of cellular telephones from Chevrolet Traverse	Gerald Hunter Kashita Webb Walter Justiniano	DEA TFO Daniel Plumb; DEA TFO Robert Lang
April 27, 2017	Statement of Shaneisha Settle	Shaneisha Settle	Det. Tom Scanlon, SLMPD
April 27, 2017	Seizure of cellular telephones from Andon Templer	Andon Templer	DEA TFO Daniel Plumb; DEA TFO Aaron Curl

April 27, 2017	Statement of Walter Justiniano	Walter Justiniano	DEA TFO Robert Lang; DEA TFO Daniel Plumb
April 27, 2017	Seizure of cellular telephones from Walter Justiniano	Walter Justiniano	DEA TFO Robert Lang
April 28, 2017	Federal Search warrant executed at 1025 Lacouer Drive, Kirkwood, Missouri; seizure of documents, credit card and insurance card of Gerald Hunter, cellular telephones, drug paraphernalia, \$23,835, and \$11,750	Gerald Hunter Andon Templer Kashita Webb	DEA GS Brett Johnson; DEA TFO Daniel Plumb
April 28, 2017	Federal search warrant executed at 3840 Cote Brillante, St. Louis, Missouri; seizure of fentanyl, drug paraphernalia, a Norinco SKS 7.62 x 39 rifle, a Browning Hi-Power 9 mm pistol, a Bersa Thunder 9 mm pistol, a Colt Mark IV 9mm pistol, documents belonging to Kashita Webb, vehicles, and cell phones,	Andon Templer Kashita Webb	DEA SA Antwan Suttle; DEA TFO Daniel Plumb
April 28, 2017	Federal search warrant executed at 3838 Park Street, Apt 205, St. Louis, Missouri; seizure of drug paraphernalia, wrapping film, documents of Andon Templer and Kashita Webb, and drug ledger	Andon Templer Kashita Webb	DEA SA Bryson Wheeler; DEA TFO Daniel Plumb
April 28, 2017	Federal search warrant executed at 2945 Delmar, St. Louis, Missouri; seizure of drug paraphernalia, cellular telephones, a Glock model 23 .40 caliber semi-automatic handgun, \$1,855 U.S. currency	Andon Templer Shaneisha Settle	DEA TFO Aaron Curl; DEA TFO Daniel Plumb
April 28, 2017	Federal search warrant executed at Life Storage Unit 227, 450 W. Washington, Florissant, Missouri; seizure of drug paraphernalia	Gerald Hunter Andon Templer Kashita Webb Walter Justiniano	DEA TFO Daniel Plumb; DEA TFO Robert Lang

April 28, 2017	Federal search warrant executed at 1282 Hodiamont, St. Louis, Missouri; seizure of drug paraphernalia, mail belonging to Brian Warren	Bryan Warren	DEA SA Bryson Wheeler; DEA TFO Dan Plumb
April 28, 2017	Seizure of cellular telephones from vehicle utilized by Brian Warren	Brian Warren	DEA TFO Daniel Plumb
April 28, 2017	Consent search at 469 Bacon, Webster Groves, Missouri; seizure of \$2,698 U.S. currency, \$5,000 U.S. currency, \$5,000 U.S. currency, and cellular telephones	Bryan Warren	DEA GS Brett Johnson. DEA SA Matt McKnight
April 28, 2017	Statement of Brian Warren	Brian Warren	DEA TFO Daniel Plumb
May 11, 2017	Federal search warrant executed on cellular telephones	Gerald Hunter Andon Templer Kashita Webb Brian Warren Walter Justiniano	DEA SA Jarryd Powell
May 11, 2017	Precision Location Information Warrant (323) 839-3012	None	DEA SA Jarryd Powell
May 22, 2017	Statement of Deron Davis	Deron Davis	DEA TFO Daniel Plumb
June 8, 2017	Seizure of \$74,250 U.S. currency	Bryan Warren	DEA TFO Daniel Plumb

In addition to the above-referenced evidence, the government intends to admit at trial various documentary and/or business records, including but not necessarily limited to records obtained various providers of cellular telephone service. It is the government's position that these records do not constitute "suppressible evidence," but inasmuch as the Court's order required disclosure of any "arguably suppressible evidence," the government hereby gives notification of its intent to admit evidence in the form of such business records.

As additional evidence is found, and as supplemental information comes to the government's attention, the government may choose not to use some evidence described, or to use

evidence additional to that listed in these reports. If the government chooses to use additional evidence, a supplemental Rule 12(b)(4) notice, and/or a Notice of Intent to Seek the Admission of Evidence Pursuant to Federal Rule of Criminal Procedure 404(b) will be filed.

Respectfully submitted,

CARRIE COSTANTIN  
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s/ Erin Granger  
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**CERTIFICATE OF SERVICE**

I hereby certify that on July 18, 2017 the foregoing was filed electronically with the Clerk of the Court to be served by operation of the Court's electronic filing system upon counsel of record for all defendants.

s/ Erin Granger  
ERIN GRANGER, #53593MO  
Assistant United States Attorney